

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Departmental proceedings against Sri M. Surender, Joint Registrar / the then Dist. B.C. Welfare Officer under Rule 20 of A.P.C.S.(CC&A) Rules 1991 – Articles of charges – Reg.

AGRICULTURE & COOPERATION (VIG.III) DEPARTMENT

G.O.Rt.No. 1456

Dated:-07.12.2009

Read the following:

- 1.Order of Hon'ble Upa Lokayukta, dated 11.8.1999 made in complaint No.473/98/B2, dt.11.8.1999
- 2.Proceedings of CC & RCS, Rc.No.58429/99/G1, dt.15.2.2000
- 3.Interim orders of Hon'ble High Court of A.P. in W.P.No.2682/2000 in WPMP No.3423/2000, dt.20.1.2000
- 4.Proceedings of CC&RCS, RcNo.303/96/2000-D.Cell, dt.27.8.2007
- 5.Order of Hon'ble High Court of A.P. dated 28.7.2008 made in W.P.No.2682/2000

ORDER:

1. In the reference 1st read above, the Hon'ble Lok Ayukta & Upa Lokayukta while taking up the complaint No.473/98/B2 from Mr. Ramachandra of Pargi Mandal, R.R. Dist., making allegations against Sri P. Chandraiah, Chairman of AMC Pargi Mandal R.R.Dist., the Asst. Social Welfare Officer and the Dist. Social Welfare Officer of the R.R.Dist., Hyderabad, have observed that certain officers of Social Welfare Department and B.C. Welfare Department are held responsible in fraudulent withdrawal of Govt. funds with the nominated Chairman of the AMC, Pargi and recommended the appointing authorities to take appropriation action against them. Sri M. Surender, Deputy Registrar who worked as B.C. Welfare Officer, R.R. Dist., from March 1995 to March 1997 is one of the officers responsible for fraudulent withdrawals of Govt. Money.

2. In pursuance to the orders of Hon'ble Lok Ayukta & Upa Lok Ayukta in the reference 1st read above the Commissioner for Cooperation & Registrar for Cooperative Societies, A.P., Hyderabad in the reference 2nd read above initiated departmental proceedings against Sri M. Surender, Dy. Registrar under Rule 20 of APCS (CC&A) Rules 1991. Sri M. Surender, Dy. Registrar has filed WP No.2682/2000 before the Hon'ble High Court of A.P against the complaint No.473/98/B2, dated 11.8.1999 of the Upa Lokayukta, A.P. Hyderabad The Hon'ble High Court in the reference 3rd read above have granted interim suspension.

3. In the reference 4th read above, The CC & RCS, Hyderabad in view of the stay of A.P. Lokayukta directions in the form of interim orders have dropped the charge framed against Sri M. Surender, Dy. Registrar without prejudice to re-open the case subject to the outcome of W.P. pending in the matter.

4. In the reference 5th read above the Hon'ble High Court of A.P. have set aside the orders of Hon'ble Upa Lokayukta dated 11.8.1999 in complaint No.473/98/B2 and further ordered that this order does not preclude the competent authority from taking action against the petitioner in accordance with law after affording him reasonable opportunity of hearing written submissions and passing appropriate orders.

5. Government have careful examination of the matter have decided to review the charges framed against Sri M. Surender, Jt. Registrar and issue fresh charges by giving reasonable opportunity for submitting written statement of defence. Accordingly Government hereby issue the article charge against Sri M. Surender, Jt. Registrar under Rule 20 of A.P.C.S.(CC&A) Rules, 1991 as mentioned in the Annexure-I.

6. The substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure.I).

7. A list of documents by which, and a list of witnesses by whom, the articles of charge is proposed to be sustained are also enclosed (Annexure. II and III).

8. Sri M. Surender, Jt. Registrar, R.R. District is directed to submit within 15 days of the receipt of this order, a written statement of defence.

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9. Sri M. Surender, Joint Registrar, R.R. District is further informed that an inquiry will be held only in respect of those articles of charge as is not admitted. He should, therefore, specifically admit or deny the article of charge.

10. Sri M. Surender, Joint Registrar, R. R. District is further informed that if he does not submit his written statement of defence on or before the date specified in para (8) above or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rule 20 of A.P.C.S.(CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the inquiry authority may hold the inquiry against him exparte and further action will be proceeded based on the material available.

11. Sri M. Surender, Joint Registrar, R.R. District is invited to Rule 24 of the APCS (Conduct) Rules 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that Sri M. Surender, Joint Registrar is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of the APCS (Conduct) Rules 1964.

The receipt of the G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.R. KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri M. Surender, Jt. Registrar, R.R. District through CC & RCS, Hyderabad.
Copy to;
The CC & RCS, Hyderabad.

// Forwarded :: By Order //

SECTION OFFICER